FARAD CONTINUATION SHEET No.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE.

CIVIL APPLICATION NO. 3884 OF 2004
IN
FIRST APPEAL NO. 637 OF 2000

Office Notes,Office Memoranda of Coram, appearnaces,Courts's orders or directions and Registrar's orders. :	: : : :	Court's or Judge's orders

Ms.Nayana Thatte for the applicant.

CORAM: S.B.MHASE AND R.S.MOHITE, JJ.

DATED: 2nd November, 2004.

P.C.:

. Heard Ms.Thatte for the applicant.

. This civil application is for setting aside the order dated 17th September, 2004 passed in First Appeal No.637 of 2000, whereby the appeal was dismissed for default. Learned counsel for the applicant states that the counsel appearing for the appellants was busy in another Court and, therefore, he could not attend the matter.

. In the interest of justice, we set aside the order dated 17th September, 2004 passed in First Appeal No.637 of 2000 and restore the appeal.

. Civil application is allowed.

(R.S.MOHITE) **(S.B.MHASE)**